



City of YUMA

CITY OF YUMA
REGULAR CITY COUNCIL MEETING SUMMARY
COUNCIL CHAMBERS – YUMA CITY HALL
ONE CITY PLAZA, YUMA, ARIZONA
WEDNESDAY, NOVEMBER 18, 2009
5:30 P.M.

CALL TO ORDER 5:30 P.M.

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

FINAL CALL for submission of Speaker Request Forms

PRESENTATIONS

COMMUNICATIONS / FACTUAL RESPONSES

INFORMATIONAL

UPDATE This is the City Administrator's opportunity to clarify facts regarding statements circulating in the Yuma community in recent weeks concerning City issues and projects. The City Administrator's comments are intended to be informational only and no discussions, deliberations or decisions will occur on this item.

I. CALL TO THE PUBLIC

**NO LEGAL
ACTION
PERMITTED**

Members of the public may address the City Council on matters that are not listed on the City Council agenda. The City Council cannot discuss or take legal action on any matter raised unless it is properly noticed for discussion and legal action. At the conclusion of the Call to the Public, individual members of the City Council may respond to criticism made by those who have addressed the City Council, may ask staff to review a matter or may ask that a matter be placed on a future agenda. All City Council meetings are recorded and videotaped.

II. MOTION CONSENT AGENDA

All items listed on the Motion Consent Agenda will be considered and enacted with one motion. There will be no separate discussion of these items unless a Councilmember so requests. In which event, the item will be removed from the Motion Consent Agenda and the vote or action will be taken separately.

A. Approval of minutes of the following City Council meeting(s):

APPROVED	1.	Regular City Council Meeting	2009	October 7,
APPROVED	2.	Special Worksession	2009	October 15,
APPROVED	3.	Special Worksession	2009	October 20,
APPROVED	4.	Regular Worksession	2009	October 20,

B. Approval of Staff Recommendations:

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1. Executive Sessions may be held at the next regularly scheduled Special Worksession, Regular Worksession and City Council Meeting for personnel, legal, litigation and real estate matters pursuant to A.R.S. § 38-431.03 Section A (1), (3), (4), and (7). (City Attorney)
- APPROVED** 2. **Amendment: 2007-2010 Community Development Block Grant (CDBG) Consolidated Plan**

Approve an amendment to the City of Yuma 2007 - 2010 CDBG Consolidated Plan that uses unprogrammed funds and unspent funds from cancelled and completed activities to initiate budgets for new activities and add funds to current activities. (City Administration/Economic Development)

APPROVED 3. Subrecipient Agreements: Crossroads Mission, Housing America Corporation and The Salvation Army

Authorize the City Administrator to execute three subrecipient agreements in the total amount of \$345,363.41 in accordance with the Amended 2007-2010 Consolidated Plan and Amended 2009 Community Development Block Grant Action Plan. (City Administration/Economic Development)

APPROVED 4. Amendment: 10th Street Alignment Modification - Major Roadways Plan

Accept a recommendation to modify the 10th Street alignment between Avenue A and 14th Avenue. (Community Development/Community Planning)

APPROVED 5. Intergovernmental Agreement: Yuma County Flood Control District

Authorize execution of an Intergovernmental Agreement with the Yuma County Flood Control District for Casa Mañana subdivision storm drain cost reimbursement. (City Engineering/Administration)

APPROVED 6. Intergovernmental Agreement: Yuma County Improvement District No. 07-09 for the B & C Colonia

Approve the Intergovernmental Agreement with Yuma County Improvement District No. 07-09 for the B & C Colonia. (Utilities/Administration)

SUGGESTED MOTION: To approve the MOTION CONSENT AGENDA as recommended:

M/_____ S/_____ VV/_____

III. RESOLUTION CONSENT AGENDA

All items listed on the Resolution Consent Agenda will be considered and enacted with one motion. There will be no separate discussion of these items unless a City Councilmember so requests or a Speaker Request Form has been submitted. In which event, the item will be removed from the Resolution Consent Agenda and the vote or action will be taken separately.

ADOPTED A. Resolution R2009-83 Development Agreement: La Posada Housing, LLC

Authorize a Development Agreement with La Posada Housing, LLC (Dan Terlecki and Lee Puckett) for property located on 30th Street between 21st Drive and 18th Avenue. (City Administration/Economic Development)

ADOPTED B. Resolution R2009-84 2009 City of Yuma General Election Canvass

Declare the official canvass (results) of the November 3, 2009 City of Yuma General Election. (City Administration/City Clerk)

ADOPTED C. Resolution R2009-85 Support for Marine Corps Air Station Yuma (MCAS Yuma) as a primary site for F-35 Joint Strike Fighter squadrons.

Approve resolution of support for MCAS Yuma as a primary site for basing and training Marine Corps F-35 Joint Strike Fighter squadrons. (City Attorney/City Attorney)

**ADOPTED
AS
AMENDED D. Resolution R2009-88 Intergovernmental Agreement: Arizona Department of Transportation – Area Service Highway**

Direct the City Administrator to proceed with an amendment to the 1999 Intergovernmental Agreement (IGA) with the Arizona Department of Transportation for the Area Service Highway (ASH) removing Section II.6. from the IGA which designates Araby Road (Avenue 6 ½ E) as a State Route. (City Administration)

SUGGESTED MOTION: To adopt the RESOLUTION CONSENT AGENDA as recommended:

M/_____ S/_____ RV/_____

IV. ADOPTION OF ORDINANCES CONSENT AGENDA

All items listed on the Ordinances Consent Agenda will be considered and enacted with one motion. There will be no separate discussion of these items unless a City Councilmember so requests or a Speaker Request Form has been submitted. In which event, the item will be removed from the Ordinance Consent Agenda and the vote or action will be taken separately.

**CONTINUED
TO THE
REGULAR
COUNCIL
MEETING
OF 12/2**

A. Ordinance O2009-64 Annexation Area No. A2009-03: Avenue 9 1/2 E and 32nd Street

Authorize annexation and designation of zoning of unincorporated territory located in the vicinity of Avenue 9 1/2 E and 32nd Street. (City Administration/Economic Development)

ADOPTED

B. Ordinance O2009-65 Annexation Area No. A2009-06: Gila Ridge Road and Avenue 3E

Authorize annexation and designation of zoning of property located in an unincorporated territory located at the southeast corner of Gila Ridge Road and Avenue 3E. (City Administration/Economic Development)

ADOPTED

C. Ordinance O2009-66 Annexation Area No. A2009-12: County 17 1/2 Street and Avenue 1 1/2E

Authorize annexation of approximately 63.4 acres of territory located at the southeast corner of County 17 1/2 Street and Avenue 1 1/2E. (City Administration/ Economic Development)

**CONTINUED
TO THE
REGULAR
COUNCIL
MEETING
OF 12/2**

D. Ordinance O2009-67 Annexation Area No. A2009-13: East Mesa at Avenue 9E

Authorize annexation and designation of zoning of unincorporated territory located on the East Mesa south of 32nd Street at Avenue 9E. (City Administration/ Economic Development)

SUGGESTED MOTION: To adopt the ORDINANCES CONSENT AGENDA as recommended:

M/_____ S/_____ RV/_____

V. INTRODUCTION OF ORDINANCES

The following ordinance(s) is presented to the City Council for introduction. No vote or action by the City Council is necessary. However, the City Council may, at its option, vote or take action where appropriate. Ordinances given introduction are generally presented to the City Council for adoption at the next Regular City Council meeting.

INTRODUCED **A. Ordinance O2009-68 Rezoning of Property: 1549 E. 72nd Street, also known as 1685 E. Co. 16th Street**

Rezone a 20.03-acre parcel from the Agriculture (AG) District to the Suburban Ranch (SR-2) District. The applicant is the City of Yuma, on behalf of the Robert and Marilyn Dance Trust 6-24-97. (Z2009-013). (Community Development/ Community Planning)

VI. PUBLIC HEARINGS & RELATED ACTIONS

The following Public Hearings may result in adoption of Resolution R2009-86 and R2009-87, should the City Council vote to do so.

**Public
Hearing
Held
Resolution
Adopted**

A. Resolution R2009-86 General Plan Text Amendment: Public Notice Sign Postings

Amend the City of Yuma General Plan on-site sign posting size requirement. (GP2009-002) (Community Development/Community Planning)

M/_____ S/_____
RV/_____

**Public
Hearing
Held
Resolution
Adopted**

B. Resolution R2009-87 General Plan Amendment: Estancia

The Planning and Zoning Commission recommended that City Council deny the request to amend the City of Yuma 2002 General Plan to change the land use designation from Rural Density Residential for 70 properties generally located south of County 15½ Street, north of County 19th Street, east of Avenue A and west of Avenue 4E. The applicant is Ron Cantrell of Psomas, on behalf of Estancia LLC (GP2009-003). (Community Development/Community Planning)

M/_____ S/_____
RV/_____

VII. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING

Discussion and possible action on the following items:

1. Appointment to boards, commissions, committees and offices:

**APPOINTMENTS
MADE –
REMAINING
VACANCIES
OPEN**

- Design and Historic Review Commission: one partial term to expire 08/17/2010 and two partial terms to expire 06/30/2012 (one General Building Contractor and one Rio Colorado Chapter of AZ Historical Society) **William J. Moody**
- Merit System Board: one term to expire 01/15/2012
- Residential Advisory & Appeals Board: two partial (one citizen and one Plumbing Contractor) terms to expire 9/1/2011
- Water and Sewer Commission: one partial term to expire 07/6/2013

2. Announcements:

NOT REPORTED

- City Council report on meetings/events attended – City Council report on issues discussed in meetings/events attended by a City Council representative in their official capacity as the City's representative during the period of November 4, 2009 through November 18, 2009. City Council questions regarding the update must be limited solely for clarification purposes. If further discussion is warranted, the issue will be added to a future agenda for a detailed briefing.

REPORTED

- City Council report of upcoming meetings.
- City Council request for agenda items to be placed on future agendas.

3. Scheduling: Motion to schedule future City Council meetings pursuant to Arizona Revised Statutes Section 38-431.02 and the Yuma City Code, Chapter 30.

VIII. SUMMARY OF CURRENT EVENTS

NO UPDATE

This is the City Administrator's opportunity to give notice to the City Council of current events impacting the City. Comments are intended to be informational only and no discussion, deliberation or decision will occur on this item.

IX. EXECUTIVE SESSION

**NO EXECUTIVE
SESSION
HELD**

An Executive Session may be held during this meeting to discuss pending Legal/Personnel/Real Estate matters. An Agenda will be posted 24 hours in advance.

ADJOURNMENT 10:19 p.m.

In accordance with the Americans with Disabilities Act (ADA) and Section 504 of the Rehabilitation Act of 1973 the City of Yuma does not discriminate on the basis of disability in the admission of or access to, or treatment or employment in, its programs, activities, or services. For information regarding rights and provisions of the ADA or Section 504, or to request reasonable accommodations for participation in City programs, activities, or services contact: ADA/Section 504 Coordinator, City of Yuma Human Resources Department, One City Plaza, PO Box 13012, Yuma, Arizona 85366-3012; (928) 373-5125 or TTY (928) 373-5149.